# **MAYOR & COUNCIL AGENDA COVER SHEET**

**MEETING DATE:** 

December 2, 2002

RESONSIBLE STAFF:

Mark DePoe, Planner

**AGENDA ITEM:** 

(please check one)

	Presentation	_
	Proclamation/Certificate	_
	Appointment	
X	Public Hearing	
	Historic District	_
	Consent Item	
	Ordinance	_
	Resolution	_
	Policy Discussion	
	Work Session Discussion Item	
	Other:	_

## **PUBLIC HEARING HISTORY:**

(Please complete this section if agenda item is a public hearing)

Introduced			
Advertised	11/20/2002		
	11/27/2002		
Hearing Date	12/02/2002		
Record Held Open	12/11/2002		
Policy Discussion	12/16/2002		

# **TITLE: CSP-02-007**

Public Hearing on CSP-02-007, Concept Plan for 416 N. Frederick Avenue.

# SUPPORTING BACKGROUND:

The applicant, Paul Newman, of Macris, Hendricks & Glascock, P.A., has submitted a Concept Plan application for 416 N. Frederick Avenue. The subject property is approximately 24,292 square feet and is located at the northwest corner of the intersection of N. Frederick Avenue (Route 355) and Dalamar Street in the Corridor Development (CD) Zone.

The application requests concept plan approval per Section 24-160G.6(c) of the Zoning Ordinance for property zoned CD. The applicant requests to upgrade the façade and to change the use to allow for commercial/retail sales and/or general office use of the existing building and construct associated improvements at 416 N. Frederick Avenue. Accordingly, site modifications are proposed while using the existing access locations from N. Frederick Avenue and Dalamar Street.

The Mayor and City Council approved the comprehensive rezoning (Z-292) for designated properties along the Frederick Avenue corridor, which included the subject property, on June 25, 2001 and the subject property was rezoned to the CD Zone. For applicants seeking to develop, redevelop or improve property zoned CD without an approved schematic development plan shall file for approval of either a concept plan or a SDP pursuant to the procedures of Section 24-160G.6. The City Council shall conduct a public hearing and either approve the concept plan, with or without conditions or require the applicant to file a schematic development plan pursuant to Section 24-160G.5(b).

Staff recommends the Mayor and Council close the record as of December 11, 2002 and schedule a policy discussion on December 16, 2002.

### Attached:

Exhibit 1: Concept Site Plan Application

Exhibit 2: Aerial Photo

Exhibit 3: Legal Advertisement

Exhibit 4: Site Plan

# **DESIRED OUTCOME:**

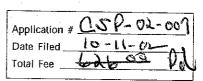
Close the record as of December 11, 2002. Hold a Policy Discussion on December 16, 2002.



City of Gaithersburg • 31 South Summit Avenue • Gaithersburg, Maryland 20877 • Telephone: (301) 258-6330 • Fax: (301) 258-6336

# **SITEPLANAPPLICATION**

In accordance with Article III, Division 19, Section 24-160 D.9 and Article V of the City Code



CONCEPT  PRELIMINARY  FINAL (MXD FEE APPLIES)  SCHEMATIC DEVELOPMENT  1. SUBJECT PROPERTY  Project Name Ecology Addition to Constitutions	DEC DEC PLANNIN GAITHI	E I V E D  NG COMMISSION ERSBURG, MD
Alia Mada E	aithersbra	
Zoning CD Historic area designation D V		0
Lot Pt. Par A Block Subdivision Eckles Addit		hersburg
Tax Identification Number (MUST BE FILLED IN) 09-00613702		
2. ARPLICANT Name Macris, Hendricks Glascock, P.A. Street Address 9220 Wightman Road City Montage 4 Telephones: Work 301 - 670 - 0840 Home	State MD	Suite No. 120 Zip Code 10886
3. CITY PROJECT NUMBER		•
Original Site Plan Number (if applicable)		
Name of previously approved Final Plan (if applicable)		_
		<del>-</del>
4. ARCHITECT/ENGINEER/DEVELOPER Architect's Name Parally Vujcic Associates		
Architect's Name Portally, Vijer Associates  Architect's Maryland Registration Number	Telephone	01 590 8900
Architect's Name Parkally, Virjaic Associates  Architect's Maryland Registration Number  Street Address 400 professional brive		Suite No. 200
Architect's Name Parrally, Vujcic Associates  Architect's Maryland Registration Number  Street Address 400 professional brive  City Gaithursburg	Telephone フェー State 上外り	
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Architect's Name Parrally, Vujcic Associates  Architect's Maryland Registration Number  Street Address 400 professional brive  City Gaithurs busy  Engineer's Name  Engineer's Maryland Registration Number	_ State MD	Suite No. 200 Zip Code 20679
Architect's Name Parally Vujcic Associates  Architect's Maryland Registration Number  Street Address 400 professional brive  City Gaithursburg  Engineer's Name Macris, Handricks & Glascak Pl  Engineer's Maryland Registration Number  Street Address 9220 Wightman Rd.	State <del> \\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\</del>	Suite No. 200 Zip Code 20679  O1 610 0840  Suite No. 120
Architect's Name Parrally, Vujcic Associates Architect's Maryland Registration Number Street Address 400 professional Drive City Gaithurs busy  Engineer's Name Macris, Hondricks & Glascak, P Engineer's Maryland Registration Number Street Address 9220 Wight man Rd. City Montgonery Villager	State MD	Suite No. 200 Zip Code 20679
Architect's Name Parrally, Vujcic Associates  Architect's Maryland Registration Number  Street Address 400 professional brive  City Gaithurs bring  Engineer's Name Macris, Hendricks & Colascale, Pl  Engineer's Maryland Registration Number  Street Address 9220 wight man Rd.  City Montgomery Village  Hirschol, Savitz Parvers	State MD  A. Telephone 30  State MD	Suite No. 700 Zip Code 20679  O1 610 0840  Suite No. 120 Zip Code 20886
Architect's Name Parrally, Vujcic Associates  Architect's Maryland Registration Number  Street Address 400 professional brive  City Gaithers bring  Engineer's Name Macris, Hendricks & Glascake, Pl  Engineer's Maryland Registration Number  Street Address 9220 wight man Rd.  City Montgonery Village  Developer's Name Maryland Savitz, Parker	State MD  A. Telephone 30  State MD	Suite No. 200 Zip Code 20679  O1 610 0840  Suite No. 120 Zip Code 20806  O1 690 9300
Architect's Name Parrally Vujcic Associates  Architect's Maryland Registration Number  Street Address 400 professional brive  City Gaithursburg  Engineer's Name Macris, Hondricks & Glascak P  Engineer's Maryland Registration Number  Street Address 9220 wight man Rd.  City Montgonery Village  Developer's Name Washing About Savitz, Parker	State MD  Telephone 30  State MD  Hollman Telephone 36	Suite No. 200 Zip Code 20679  O1 610 0840  Suite No. 120 Zip Code 20886  O1 690 9300  Suite No. 200
Architect's Name Parrally Vujcic Associates  Architect's Maryland Registration Number  Street Address 400 professional brive  City Gaithursburg  Engineer's Name Macris, Hondricks & Glascak Pl  Engineer's Maryland Registration Number  Street Address 9220 wight man Rd.  City Montgonery Village  Developer's Name  Street Address 401 North Frederick Suritz Parker  Street Address 401 North Frederick Suritz	State MD  A. Telephone 30  State MD	Suite No. 200 Zip Code 20679  O1 610 0840  Suite No. 120 Zip Code 20806  O1 690 9300
Architect's Name Parrally Vujcic Associates  Architect's Maryland Registration Number  Street Address 400 professional brive  City Gaithursburg  Engineer's Name Macris, Hondricks of Colascake Pl  Engineer's Maryland Registration Number  Street Address 9220 wight man Rd.  City Montgomery Clage  Developer's Name Street Address 401 North Frederick Surity Parker's  City Canthursburg  Contact Person Jim Savitz	State MD  Telephone 30  State MD  Hollman Telephone 36	Suite No. 200 Zip Code 20679  O1 610 0840  Suite No. 120 Zip Code 20886  O1 690 9300  Suite No. 200
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Architect's Name Parrally Vujcic Associates Architect's Maryland Registration Number Street Address 400 professional Drive City Gaithursburg  Engineer's Name Macris, Hendricks & Colascake, Pl Engineer's Maryland Registration Number Street Address 9220 Wight man Rd. City Montgoinery Village  Developer's Name Street Address 401 North Frederick Savitz, Parker & City Csaithursburg Contact Person Jim Savitz  4. PROPERTY OWNER	State MO State MO State MO State MO State MO State MO	Suite No. 200 Zip Code 20679  O1 610 0840  Suite No. 120 Zip Code 20886  O1 690 9300  Suite No. 200 Zip Code 20877
Architect's Name Parrally Vujcic Associates  Architect's Maryland Registration Number  Street Address 400 professional brive  City Gaithursburg  Engineer's Name Macris, Hendricks & Colascake, Pl  Engineer's Maryland Registration Number  Street Address 9220 Wight man Rd.  City Montgoinery Village  Developer's Name Street Address 401 North Frederick Switz Parker &  City Csaithursburg  Contact Person Jim Savitz  4. PROPERTY OWNER Name Coldwell Banker Real Estate Holding	State MO State MO State MO State MO State MO State MO	Suite No. 200 Zip Code 20679  O1 610 0840  Suite No. 120 Zip Code 20886  O1 690 9300  Suite No. 200

6.	PRIMARY USE  Mixed Use	Non-Residential	☐ Residential	
7.	PROPOSED UNIT TYPE ☐ Mixed Use ☐ Office/Professional ☐ Restaurant	Retail/Commercial Residential Multi-Fa Residential Single Fa	☐ Other mily	
8.	WORK DESCRIPTION COLOT	may building -	Pacade and	construct
	associated site	improvement	5	
9.	PROJECT DETAIL INFORMATION  DEVELOPMENT INFORMAT		g information  REQUIRED	PROVIDED
<u> </u>			THE WORLD	TROTIDED
1.	Site (square feet)			24292
2.				0.55766
3.	Total Number of Dwelling Units/	_ots		
4.	Height of Tallest Building			25
5.				9032
6.	The state of the s			* Library confiden
7.				
8.				37
9.				
	a. Single Family Detached	# Units		
	b. Single Family Attached	# Units		
	c. Multi-Family Condo	# Units		
	d. Multi-Family Apartment	# Units		
_	e. Other			
<u> </u>	Retail/Commercial	Sq.Ft.		4410
<u> </u>	. Restaurant Class: □A □B □C	Sq.Ft.		
12	2. Office/Professional	Sq. Ft.		
_	Warehouse/Storage	Sq. Ft.		
I	- Parking		19	19
	5. Shared Parking/Waiver			0
	6. Other			
17	'. Total	······	10)	(প
1. 2. 3. 4.	SMISSION REQUIREMENTS Set of plans per the respective chec Completion of the table above. Completed checklist. Fee as applicable.  I have read and complied with the			te contained housin are twee
	rect.		and affirm that all statemen	is contained herein are true and
	Carlo (picase print)	A.		4 · 1
	olicant's Signature	/ Men		
Day	rtime Telephone 321 C	16700840	· · · · · · · · · · · · · · · · · · ·	

# CONCEPT SITE PLAN CSP-02-007 416 N. FREDERICK AVE. ProjectName.mxd 27-Dec-2001 - jke

12/2/20x2

1 inch equals 66 feet

50 25 0 50 Feet

10 5 0 10 Meters

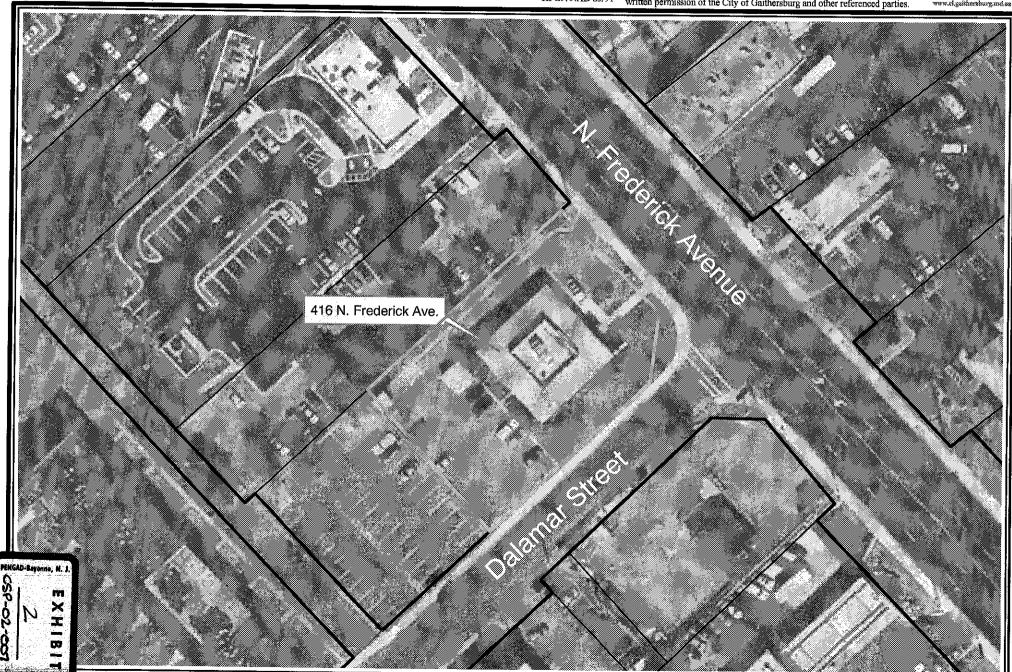


MD State Plane HPGN NAD 83/91 Aerial Photo ©2001 VARGIS, LLC Herndon VA. All rights reserved. Property boundaries ©2001 M-NCPPC and City of Gaithersburg. Aerial photo acquired March-April 2000.

Chy of Gatherslassy Chy Monaper's Office II 8 Sammit Ave Galiherslassy, MD 38877 www.cl.gaitherslassy.md.us

The City of Gaithersburg makes no warranty, express or implied, for the completeness and accuracy of the information depicted on this map.

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November 18, 2002

Bonnie Geiger Law Section The Gaithersburg Gazette P.O. Caller 6006 Gaithersburg, Maryland 20884

Dear Ms. Geiger:

Please publish the following legal advertisement in the November 20, 2002 and November 27, 2002 issues of the Gaithersburg Gazette.

Sincerely,

Mark A. DePoe

W/LL ARCZ

Planner

ASSIGN CODE: CSP-02-007

ACCTNO. 133649

## NOTICE OF PUBLIC HEARING

The Mayor and City Council of the City of Gaithersburg, Maryland, will conduct a public hearing on Concept Site Plan application CSP-02-007, filed by Macris, Hendricks & Glascock, on

## MONDAY DECEMBER 2, 2002 AT 7:30 P.M.

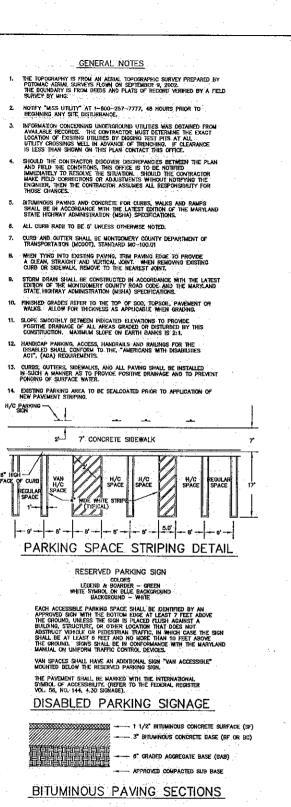
or as soon thereafter as this matter can be heard in the Council Chambers at 31 South Summit Avenue, Gaithersburg, Maryland.

The application requests approval of a Concept Site Plan (CSP), located at 416 North Frederick Avenue, in Gaithersburg, Maryland. The applicant requests to upgrade the façade and a change of use to allow for commercial/retail sales and/or general office use of the existing building and construct associated improvements at 416 N. Frederick Avenue on approximately 24,292 square feet of land. The subject property is located at the northwest corner of the intersection of N. Frederick Avenue (Route 355) and Dalamar Street in the Corridor Development (CD) Zone.

Further information is available from the Department of Planning and Code Administration at City Hall, 31 South Summit Avenue, between the hours of 8 a.m. and 5 p.m., Monday through Friday.

Mark A. DePoe Planner





SUB-GRADE NOTES

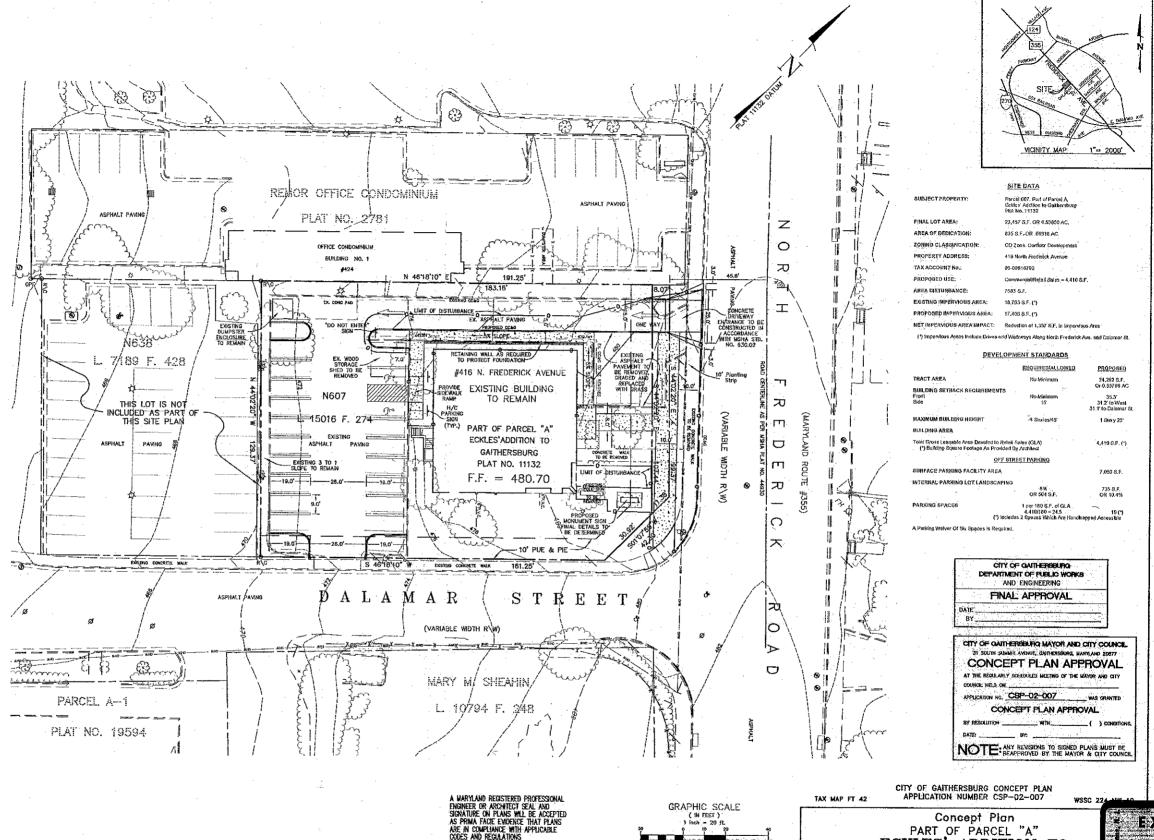
1. MATERIALS USED IN THE TOP 12 INCHES OF SUBGRADE IN CUTS AND FILLS SHALL COMPLY WITH THE FOLLOWING

THE MAXIMUM DRY WEIGHT OF THE MATERIAL SHALL BE NOT LESS THAN 105 POUNDS PER CUBIC FOOT AND SHALL BE COMPACTED TO NOT LESS THAN 100X OF THE MAXIMUM DENSTY, EXCEPT FOR A SIDEWALK SUBBRADE WHICH WILL BE COMPACTED TO NOT LESS THAN 95X OF THE MAXIMUM DEN

2. MATERIAL USED BELOW THE TOP 12 INCHES OF SUBGRADE SHALL BE COMPACTED TO NOT LESS THAN 95% OF THE

Call "Miss Utility" at 1-800-257-7777, 48 hours prior to the start of work.

The accorder must notify oil public utility companies with under ground facilities in the area of proposed excavation and have those facilities located by utility companies prior to commencing excavation. The excavation is responsible for compilion with requirements of Chapter 38A of the Mantgamery County Code.



- 1. ALL PERIMETERS, PAVING EDGES AND ISLANDS SHALL BE CURBED.
- CURBS, GUTTERS, SIDEWALKS AND PAYING SHALL BE INSTALLED IN SUCH A MANNER AS TO PROVIDE POSITIVE DRAINAGE OF ALL AREAS SO THERE IS NO ACCUMULATION OF SURFACE WATER.
- 3. ALL PAYING, STORM DRAIN AND UTILITIES THAT ARE NOT IN A PUBLIC EASEMENT, WILL BE PRIVATE AND THE MAINTENANCE IS THE RESPONSIBILITY OF THE LOT OWNERS.

PREPARED FOR: Hirschel, Savitz, Parker & Hollman, P.A. 481 N. Frederick Avenue, Suite 200 Gaithersburg, MD 20877 PHONE: 301-590-9300 FAX: 301-590-1166

ATTN: MR. James E. Savitz

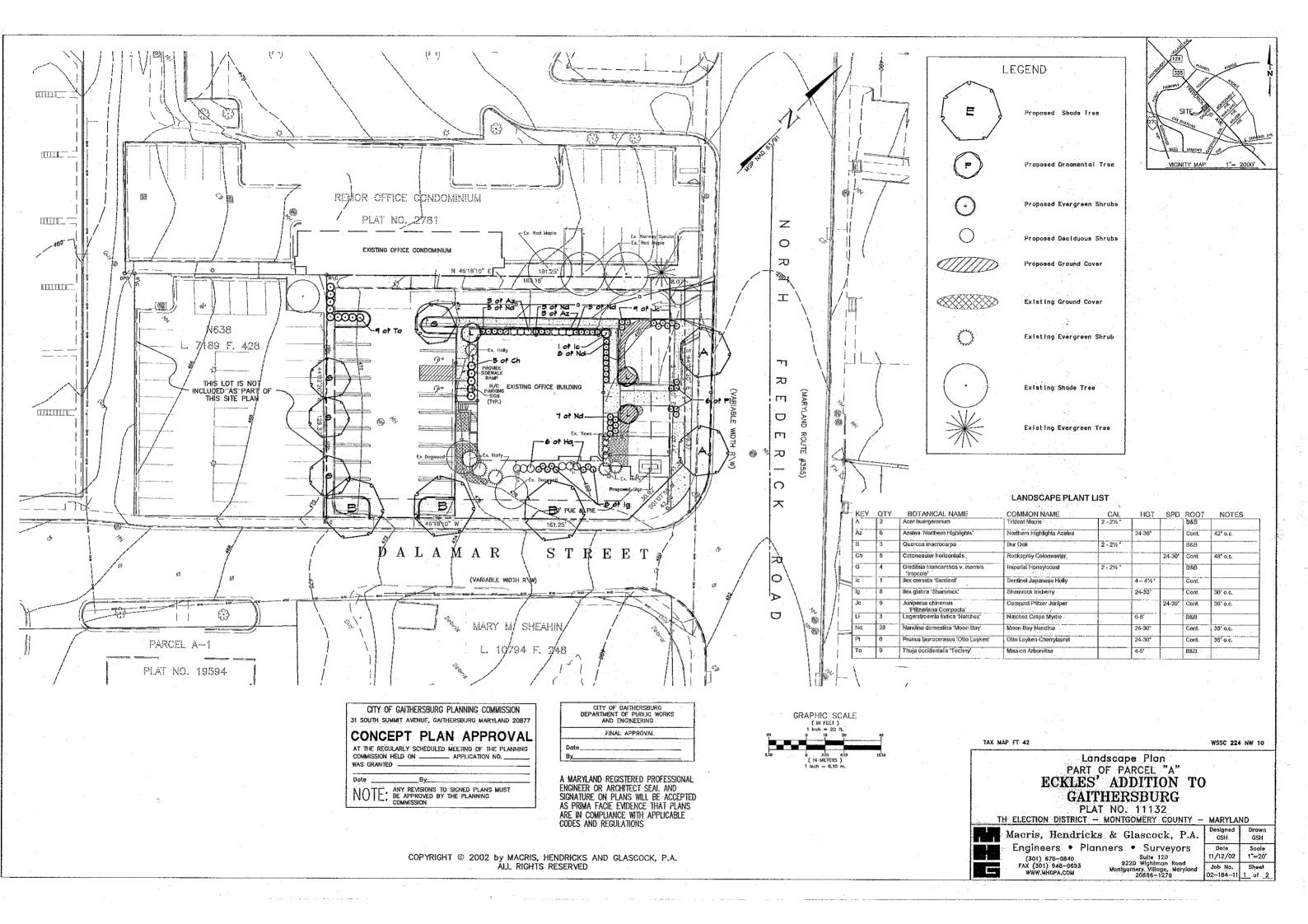
DESCRIPTION NO. DATE 11/28/02 PuN  ECKLES' ADDITION TO **GAITHERSBURG** 

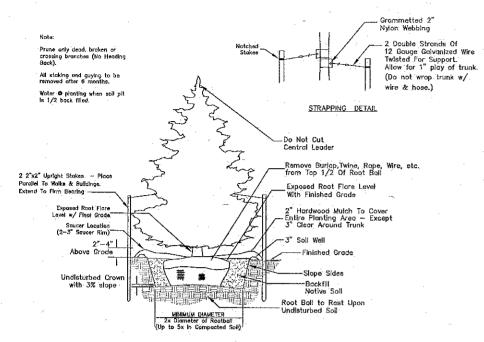
PLAT NO. 11132 9TH ELECTION DISTRICT - MONTGOMERY COUNTY -

Macris, Hendricks & Glascock, P.A. Çəsigned PJN Engineers • Planners • Surveyors Date 10/11/02 Scole 1" = 20' (301) 670-0840 FAX (301) 948-0693 WWW.MHGPA.COM Sults 120 9220 Wightman Road Wontgomery Village, Maryland 20886—1279 Job No. Sheet



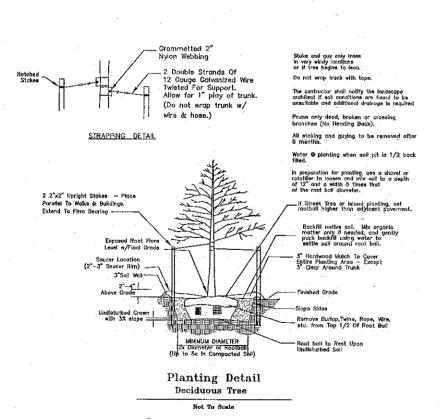
Drawn PJN



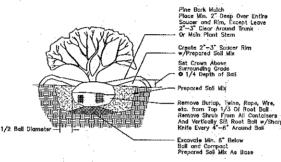


## Planting and Staking Detail

Not To Scale



Water • planting when soll pit is 1/2 back



Planting Detail

#### PLANTING NOTES

Planting shall consist of furnishing and installing plant material as shown on the plane. Core and replacement necessary to complete the work as specified shall be pr

- All piont material shall be obtained from mid Atlantic area sources, and approved by the owner or duly appointed representative prior to planting.
- Any substitutions for plants shall be approved by the Planning and Code Administration, City of Gaithersburg, as to size, quantity, or variety.
- Unless otherwise stipulated, plant installating shall-com with the standards in the latest adition of "Landacape Specifications Guidelines," developed by the MD-DC-VA chapter of the Landacape Contractors Associated
- Plant material shall be provided with plant identification tage listing the latin and common names. The tags shall not be removed until after finel certification by the landicens expelling

#### 8. Plantino

- Planting will be installed no later than (1) year after completion of the construction project.
- Root Stock of the plant moterial shall be kept moist during transportation from the source to the job site and until planted. Plant materials left unplanted shall be protected from direct sun and weather and kept malet.
- Plonts shall be installed only between the months of January and May or between September and December ground is not fracen. Plants shall be guaranteed for one-year period from the time of installation. Any replacements must be installed as chowe.
- Soil conditions must be tested, verified and adjusted by the landscape contractor to insure that appropriate soil composition on jet levels are suitable for plant materials specified for that specific location.
- The installer shall adequately water all plants promptly following installation to insure plant growth.
- Watering of the plant material shall take place at the end of each fifth day through September 1, if the soil is not moist.
- Contractor shall be responsible for making himself familiar with all the existing on-site conditions prior to submission of bid. The contractor is responsible for the location of oil underground utilities, pipes, and structures. Contractor shall take sale responsibility of any cost incurred due to damage of sale utilities. Call Miss Utility, 48 hours prior to digging (1-800-257-7777).
- All plants shall be placed so as not to obstruct drainage.

- 13. All trees are to be lacated a minimum distance of 5' from all utility bases, 5' from a storm drain field or manhole, 10' from a fire hydram, 13' from any public street light, 5' from any driveway agrous, 20' from any traffic control sign, and at least 30' from any intersociate.
- All mulch to be shredded hardwood bank to a cepth of three inches in landscape areas.

### C. Clean Up

All plant material will be reinspected for survival by the Planning and Code Administration one year following installation. A 10 percent maintenance band will be retained during this time period.

A MARYLAND REGISTERED PROFESSIONAL ENGINEER OR ARCHITECT SEAL AND SIGNATURE ON PLANS WILL BE ACCEPTED AS PRIMA FACIE EVIDENCE THAT PLANS ARE IN COMPLIANCE WITH APPLICABLE CODES AND REGULATIONS

C	CITY OF GAITHERSBURG EPARTMENT OF PUBLIC WORKS AND ENGINEERING
	FINAL APPROVAL
Date_	
Ву	

CITY OF GAITHERSBURG PLANNING COMMISSION 31 SOUTH SUMMIT AVENUE, GATHERSBURG MARYLAND 20877

CONCEPT PLAN APPROVAL AT THE REGULARLY SCHEDULED MEETING OF THE PLANNING COMMISSION HELD ON \_\_\_\_\_ APPLICATION NO. \_\_ WAS GRANTED.

NOTE: ANY REVISIONS TO SIGNED PLANS MUST BE APPROVED BY THE PLANNING COMMISSION

TAX MAP FT 42

WSSC 224 NW 10

Drawi

Landscape Plan - Details PART OF PARCEL "A"
ECKLES' ADDITION TO GAITHERSBURG

PLAT NO. 11132 9TH ELECTION DISTRICT - MONTGOMERY COUNTY - MARYLAND

Macris, Hendricks & Glascock, P.A. Engineers • Planners • Surveyors

(301) 670-0840 FAX (301) 948-0693

WWW,MHGPA.COM

Sulfe 120 9220 Wightman Road Montgomery Village, Maryland 20886—1279

Designed GSH GSH Date Scale 11/12/02 AS NOTED Job No. Sheet 02-184-11 2 of 2

